

A G E N D A



Recommendation for Council Action

Austin City Council		Item ID	9449	Agenda Number	86.
Meeting Date:	9/22/2011			Department:	Planning and Development Review
Subject					
Conduct a public hearing to consider an appeal by Shaw Hamilton of the Planning Commission’s decision to deny a Conditional Use Site Plan application for a Cocktail Lounge known as The Dram Shop at 907 E. 6th St. (SPC-2010-0034AT).					
Amount and Source of Funding					
Fiscal Note					
There is no anticipated fiscal impact. A fiscal note is not required.					
Purchasing Language:					
Prior Council Action:	On December 11, 2008, City Council approved a zoning change for 907 E. 6th St. from CS-1 – Commercial Liquor Sales to TOD-NP – Transit Oriented Development –Neighborhood Plan as part of the Plaza Saltillo TOD.				
For More Information:	George Zapalac, 974-2725; Donna Galati, 974-2733.				
Boards and Commission Action:	On July 26, 2011, the Planning Commission failed to obtain a quorum vote on a motion to deny the Conditional Use site plan (3-4-0-1) and a motion to postpone the item (4-3-0-1). No action was taken by the commission to approve this item; therefore, the application was denied.				
MBE / WBE:					
Related Items:					
Additional Backup Information					
The applicant is requesting a Conditional Use Permit for a 2,767 sq. ft. cocktail lounge and a variance for parking within 200 feet of single-family property. Parking is proposed on-site and off-site. The off-site parking is located at 901 and 905 E. 7th St., approximately 80 feet from three single-family homes on the opposite side of the street.					
A public hearing was conducted by Planning Commission on July 26, 2011. A motion to deny the Conditional Use Permit site plan and variance failed 3-4-0-1. Another motion to postpone the case to the following meeting date failed 4-3-0-1. No action was taken by the commission to approve this item; therefore, the application was denied.					
Shaw Hamilton, representing Brandon Testa, the applicant, has appealed the Planning Commission’s denial of the Conditional Use Permit site plan. The appeal mentions compliance with current City regulations, and references support letters from neighbors and surrounding business owners.					
Staff recommends approval of the applicant’s appeal because the use is compatible with the surrounding properties, and the site plan meets the criteria for a Conditional Use Permit.					